

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

FILED

2011 SEP 28 PM 2:45

WESTERN DISTRICT OF TEXAS
U.S. CLERK'S OFFICE

UNITED STATES OF AMERICA

Cause No.

v.

INDICTMENT

JOSE ALBERTO RUIZ (1)
a/k/a SPIKE,
CALLETANO NIRA (2)
a/k/a CAT,
JOSHUA LEONARD BENAVIDES, (3)
RUBEN GARCIA (4)
a/k/a PANERCH,
ALFREDO TAPIA III (5)
a/k/a NACO,
TED BENAVIDES (6)
a/k/a TJ,
ERIC SANDOVAL, (7)
JESSICA ESCARENO, (8)
JAVIER LOPEZ (9)
a/k/a SHARK,
RUBEN DOMINGUEZ, (10)
SANDRA TORRES, (11)
JAIME CORONA, JR., (12)
JOHN KHOSRAVI, (13)
ELI TORRES, (14)
THOMAS CUELLAR (15)

[VIO: COUNT ONE: 21 U.S.C. §
841(a)(1) & (b)(1)(B) and 846,
Conspiracy to Possess With Intent to
Distribute Cocaine; COUNT TWO: 21
U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
Conspiracy to Possess With Intent to
Distribute Marijuana; COUNT THREE:
18 U.S.C. § 1030 (a)(2), Unlawful Use
of Government Computer.]

DR11CR1780

THE GRAND JURY CHARGES:

COUNT ONE

[21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846]

Beginning on or about August 1, 2009 and continuing through the date of this Indictment,
in the Western District of Texas, Defendants,

JOSE ALBERTO RUIZ, a/k/a SPIKE, (1)
CALLETANO NIRA, a/k/a CAT, (2)
JOSHUA LEONARD BENAVIDES, (3)
RUBEN GARCIA, a/k/a PANERCH, (4)

ALFREDO TAPIA III, a/k/a NACO, (5)
TED BENAVIDES, a/k/a TJ, (6)
ERIC SANDOVAL, (7)
JESSICA ESCARENO, (8)
JAVIER LOPEZ, a/k/a SHARK, (9)
RUBEN DOMINGUEZ, (10)
SANDRA TORRES, (11)
JAIME CORONA, JR., (12)
JOHN KHOSRAVI, (13)
ELI TORRES, (14)
THOMAS CUELLAR, (15)

knowingly, intentionally and unlawfully combined, conspired, confederated and agreed together and with others known and unknown to possess with the intent to distribute a controlled substance, which offense involved 500 grams or more of a mixture or substance containing a detectable amount of Cocaine, a Schedule II Controlled Substance, contrary to Title 21, United States Code, Section 841(a)(1) & (b)(1)(B) and 846.

COUNT TWO

[21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846]

Beginning on or about August 1, 2009 and continuing through the date of this Indictment, in the Western District of Texas, Defendants,

JOSE ALBERTO RUIZ, a/k/a SPIKE, (1)
CALLETANO NIRA, a/k/a CAT, (2)
JOSHUA LEONARD BENAVIDES, (3)
RUBEN GARCIA, a/k/a PANERCH, (4)
ALFREDO TAPIA III, a/k/a NACO, (5)
TED BENAVIDES, a/k/a TJ, (6)
ERIC SANDOVAL, (7)
JESSICA ESCARENO, (8)

knowingly, and intentionally and unlawfully combined, conspired, confederated and agreed together and with others known and unknown to possess with the intent to distribute a controlled substance, which offense involved a quantity of 100 kilograms or more of a mixture or substance containing a detectable amount of Marijuana, a Schedule I Controlled Substance, contrary to Title 21, United

States Code, Section 841(a)(1) & (b)(1)(B) and 846.

COUNT THREE
[18 U.S.C. §1030(a)(2)]

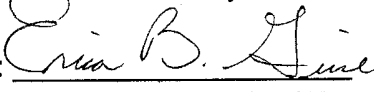
On or about August 31, 2010, in the Western District of Texas, Defendant,

THOMAS CUELLAR, (15)

exceeded authorized access to a computer, and thereby obtained information from a department and agency of the United States, and the offense was committed in furtherance of a criminal and tortious act in violation of the laws of the State of Texas, specifically, felony Possession of Marijuana, in violation of Title 18 United States Code, Section 1030(a)(2) and (c)(2)(B)(ii).

A TRUE BILL.

JOHN E. MURPHY
United States Attorney

By: 
ERICA BENITES GIESE
Assistant United States Attorney

DR11CR1780

SEALED:
UNSEALED: XX

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: UVALDE

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: JOSE ALBERTO RUIZ aka SPIKE

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: ' _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: For each count- 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

DR11CR1780

SEALED:
UNSEALED: XX

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: HONDO USAO #: 2010R06167
DATE: September 28, 2011 MAG. CT. #: MATTER
AUSA: ERICA BENITES GIESE
DEFENDANT: CALLETANO NIRA aka CAT
CITIZENSHIP: United States
INTERPRETER NEEDED: No Language: English
DEFENSE ATTORNEY: Not assigned
ADDRESS OF ATTORNEY: Not assigned
DEFENDANT IS: _____ DATE OF ARREST: _____
BENCH WARRANT NEEDED: _____
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.
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PENALTY IS MANDATORY: YES & NO
REMARKS: See above W/DT-CR-3

DR11CR1780

SEALED:
UNSEALED: XX

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: BANDERA USAO #: 2010R06167
DATE: September 28, 2011 MAG. CT. #: MATTER
AUSA: ERICA BENITES GIESE
DEFENDANT: JOSHUA LEONARD BENAVIDES
CITIZENSHIP: United States
INTERPRETER NEEDED: No Language: English
DEFENSE ATTORNEY: Not assigned
ADDRESS OF ATTORNEY: Not assigned
DEFENDANT IS: DATE OF ARREST:
BENCH WARRANT NEEDED:
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.
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MAXIMUM SENTENCE: For each count- 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; \$100 special assessment for each count of conviction.
PENALTY IS MANDATORY: YES & NO
REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: UVALDE

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: RUBEN GARCIA aka PANERCH

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.

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PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: ALFREDO TAPIA III aka NACO

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED:

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) &
(b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: For each count- 5-40 years imprisonment; up to \$5 million fine; at least
4 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: BANDERA USAO #: 2010R06167
DATE: September 28, 2011 MAG. CT. #: MATTER
AUSA: ERICA BENITES GIESE
DEFENDANT: TED BENAVIDES aka TJ
CITIZENSHIP: United States
INTERPRETER NEEDED: No Language: English
DEFENSE ATTORNEY: Not assigned
ADDRESS OF ATTORNEY: Not assigned
DEFENDANT IS: _____ DATE OF ARREST: _____
BENCH WARRANT NEEDED: _____
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) &
(b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.
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PENALTY IS MANDATORY: YES & NO
REMARKS: See above W/DT-CR-3

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: UVALDE USAO #: 2010R06167
DATE: September 28, 2011 MAG. CT. #: MATTER
AUSA: ERICA BENITES GIESE
DEFENDANT: ERIC SANDOVAL
CITIZENSHIP: United States
INTERPRETER NEEDED: No Language: English
DEFENSE ATTORNEY: Not assigned
ADDRESS OF ATTORNEY: Not assigned
DEFENDANT IS: 1 DATE OF ARREST: _____
BENCH WARRANT NEEDED:
PROBATION OFFICER: N/A
NAME AND ADDRESS OF SURETY: N/A
YOUTH CORRECTIONS ACT APPLICABLE: NO
PROSECUTION BY: INDICTMENT
OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) &
(b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.
OFFENSE IS A: FELONY
MAXIMUM SENTENCE: For each count- 5-40 years imprisonment; up to \$5 million fine; at least
4 years of supervised release; \$100 special assessment for each count of conviction.
PENALTY IS MANDATORY: YES & NO
REMARKS: See above W/DT-CR-3

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: UVALDE

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: JESSICA ESCARENO

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED:

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 2- 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Marijuana.

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: For each count- 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: JAVIER LOPEZ aka SHARK

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
Conspiracy to possess with intent to distribute Cocaine.

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: 5-40 years imprisonment; up to \$5 million fine; at least 4 years of
supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: RUBEN DOMINGUEZ

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED:

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
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PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: UVALDE

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: SANDRA TORRES

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
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OFFENSE IS A: FELONY

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supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: JAIME CORONA, JR.

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,

Conspiracy to possess with intent to distribute Cocaine.

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MAXIMUM SENTENCE: 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION**

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: JOHN KHOSRAVI

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS:

DATE OF ARREST:

BENCH WARRANT NEEDED:

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,

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MAXIMUM SENTENCE: 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: UVALDE

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: ELI TORRES

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS: _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846,
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supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
DEL RIO DIVISION

COUNTY: BANDERA

USAO #: 2010R06167

DATE: September 28, 2011

MAG. CT. #: MATTER

AUSA: ERICA BENITES GIESE

DEFENDANT: THOMAS CUELLAR

CITIZENSHIP: United States

INTERPRETER NEEDED: No

Language: English

DEFENSE ATTORNEY: Not assigned

ADDRESS OF ATTORNEY: Not assigned

DEFENDANT IS _____

DATE OF ARREST: _____

BENCH WARRANT NEEDED: _____

PROBATION OFFICER: N/A

NAME AND ADDRESS OF SURETY: N/A

YOUTH CORRECTIONS ACT APPLICABLE: NO

PROSECUTION BY: INDICTMENT

OFFENSE: (Code & Description): Count 1 - 21 U.S.C. § 841(a)(1) & (b)(1)(B) and 846, Conspiracy to possess with intent to distribute Cocaine; Count 3- 18 U.S.C. 1030(a)(2) & (c)(2)(B)(ii), Obtaining Information from Government Computer.

OFFENSE IS A: FELONY

MAXIMUM SENTENCE: For Count 1- 5-40 years imprisonment; up to \$5 million fine; at least 4 years of supervised release; For Count 3- up to 5 years imprisonment; up to \$250,000 fine; up to 3 years of supervised release; \$100 special assessment for each count of conviction.

PENALTY IS MANDATORY: YES & NO

REMARKS: See above W/DT-CR-3